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**Minutes of the
Bountiful City Council Meeting
City Council Chambers
May 10, 2011 - 7:00 p.m.**

Present: Mayor: Joe L. Johnson
Council Members: Beth Holbrook, John Marc Knight, Fred Moss,
Scott Myers and Thomas Tolman
City Manager: Tom Hardy
City Attorney: Russell Mahan
City Engineer: Paul Rowland
Admin. Services Dir.: Galen Rasmussen
Planning/RDA Director: Aric Jensen
Department Heads:
Recording Secretary Nancy Lawrence

Official Notice of this meeting had been given by posting a written notice of same and an Agenda at the City Hall and providing copies to the following newspapers of general circulation: Davis County Clipper, Deseret News, and Salt Lake Tribune and on the Utah Public Notice Website.

Mayor Johnson called the meeting to order at 7:20 p.m. (following a meeting of the Redevelopment Agency) and welcomed those in attendance. He specifically recognized a visiting teacher from China who is teaching in Davis School District this year in the Chinese Immersion program. Mr. Jensen led the pledge of allegiance to the flag, following which Mr. Rowland offered the prayer/thought.

COUNCIL REPORTS

Mr. Hardy reported that the City of Bountiful has once again achieved the distinction of receiving a Certificate of Achievement for Excellence in Financial Reporting from the Government Finance Officers Association. He credited Kim Coleman (City Recorder) and his assistant, Ralph Hill for this honor, noting that the City of Bountiful has received this award for 30 consecutive years, the longest running record in the State. The Mayor and Council expressed appreciation for this honor.

Mr. Hardy noted that the Chalk Art festival will be held on Main Street this weekend.

APPROVAL OF MINUTES

Minutes of the regular City Council meeting held April 26, 2011 were presented and Councilman Moss motioned for approval, as written. Councilman Tolman seconded the motion and Councilpersons Holbrook, Knight, Moss, Myers and Tolman voted "aye".

YOUTH COUNCIL REPORT

Councilman Knight reported that the Youth Council has just completed three days of intensive interviewing of potential members for the 2011-12 Fiscal Year. The new Youth Council will have 37 members; officers will be sworn in on June 14th at 6 p.m. He reviewed that the Youth

Council will be co-sponsoring a street dance in June to raise funds for the campaign against under-age drinking.

EXPENDITURES AND EXPENSES APPROVED

Mayor Johnson presented the Report of Expenditures and Expenses Greater than \$1,000 for the following periods, with totals as noted: April 14-20, 2011 (\$939,156.91); April 21-27, 2011 (\$1,256,220.78); and the Summary of April 2011 totaling \$9,057,341.20. Following a short discussion, Councilman Moss motioned to approve the reports, as presented. Councilman Knight seconded the motion and voting was unanimous. Councilpersons Holbrook, Knight, Moss, Myers and Tolman voted "aye".

ORDINANCE NO. 2011-03 ADOPTED RE: RESERVATION OF CITY PARKS

Mr. Mahan reviewed that the County has requested that Bountiful repeal Section 3, Title 8, Chapter 5 (Drinking Water Source Protection) because it has been superseded by the Davis County Water Source Protection Ordinance. This condition, as well as stipulations related to parks and park reservations are further defined in Ordinance No. 2011-03 entitled AN ORDINANCE AMENDING THE BOUNTIFUL CITY CODE TO PROVIDE FOR THE RESERVATION OF CITY PARKS AND PROHIBITING OTHERS FROM INTERFERING WITH RESERVED USES, MAKING IT ILLEGAL TO ENTER A MOTOR VEHICLE WITHOUT OWNER PERMISSION, AND OTHER MISCELLANEOUS PROVISIONS. It is the recommendation of staff to adopt this ordinance. The Council briefly discussed the proposed ordinance, following which Councilman Knight motioned to approve it and authorize the Mayor to sign it. Councilman Myers seconded the motion. Councilpersons Holbrook, Knight, Moss, Myers and Tolman voted "aye".

PUBLIC HEARING TO CONSIDER PROPOSED ZONE MAP AMENDMENT: 3985 S AND 4001 S ON BOUNTIFUL BLVD.

Mr. Jensen presented the request of Clark Jenkins (representing Mel Christofferson and Michael Nielsen) for a zone map amendment from Single-Family Foothill (R-F) to Single Family 3 Units per Acre (R-3), for the properties located at 3985 S. and 4001 S. Bountiful Boulevard. He noted that the terrain is distinct in terms of slope and topography and it is the recommendation of the Planning Commission that only the lower portion of the property be rezoned. He summarized the findings from the Planning Commission, following which Mayor Johnson opened the public hearing (at 7:40 p.m.) to consider this request. There were no comments and the hearing was closed. The Council concurred with the recommendation of the Planning Commission and staff and an ordinance will be drawn up for Council approval at a later meeting.

REVIEW AND ADOPT TENTATIVE BUDGET FOR 2011-12 FISCAL YEAR

Mr. Hardy presented the *Tentative Budget* for the Operating & Capital Budgets for Fiscal Year 2011-2012, with Revenues and Expenditures and Expenses balanced at \$78,809,650.00. Less Intra-City Revenue and Transfers of \$29,440,085.00, the net budget is balanced at \$49,369,565.00. He explained that according to Statute, the budget must be adopted at the first meeting in May and the final adoption will be June 14, 2011.

1 The budget includes no tax increase and no utility rate increases. It does draw down the
2 Reserve for Power account by \$10 million for the power plant project. He said that the budget
3 reflects precisely what each Council Committee approved during the committee hearings for the
4 previous two weeks. He noted that in the last Council Report, the issue of employee health
5 insurance presented struggles. This has been resolved via discussion and consensus with the
6 Employee Representatives to provide modifications to the health insurance program (related to
7 prescriptions) in exchange for a Cost of Living Adjustment (about 1 ½%), based on the savings
8 from the modified insurance plan. This will create changes within the budget, but not the totals.
9 Councilwoman Holbrook made a motion to accept the *Tentative Budget* for Fiscal Year 2011-2012,
10 as presented and with the explanation from Mr. Hardy. Councilman Moss seconded the motion and
11 voting was unanimous. Councilpersons Holbrook, Knight, Moss, Myers and Tolman voted “aye”.
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13 **PUBLIC HEARING SET TO RE-OPEN 2010-2011 FISCAL YEAR BUDGET**

14 As required by statute, Mayor Johnson called for action to set a public hearing to re-open the
15 2010-2011 Fiscal Year Budget. Councilman Tolman made a motion to set a Public Hearing to Re-
16 Open the 2010-2011 Fiscal Year Budget on June 14, 2011 at 7:15 p.m. Councilwoman Holbrook
17 seconded the motion and voting was unanimous. Councilpersons Holbrook, Knight, Moss, Myers
18 and Tolman voted “aye”.
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20 **PUBLIC HEARING SET TO CONSIDER 2011-2012 FISCAL YEAR BUDGET**

21 As requested by the Mayor, Councilman Moss made a motion to set a public hearing to
22 consider the 2011-12 Fiscal Year Budget for June 14, 2011, at 7:30 p.m. Councilman Myers
23 seconded the motion and voting was unanimous. Councilpersons Holbrook, Knight, Moss, Myers
24 and Tolman voted “aye”.
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26 **EXECUTIVE SESSION APPROVED**

27 The meeting adjourned to Executive Session (to discuss pending litigation) at 8:00 p.m.
28 on a motion made by Councilman Tolman and seconded by Councilwoman Holbrook. Voting
29 was unanimous with Councilpersons Holbrook, Knight, Moss, Myers and Tolman voting “aye”.
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JOE L. JOHNSON, Mayor

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39 KIM J. COLEMAN, City Recorder
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